IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application | on of: Katsumi SHIBAYAMA |) | Confirmation No.: 8343 |
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| Application No | o.: 10/550,682 |) | Group Art Unit: Unassigned |
| Filed: Septem | ber 26, 2005 |) | Examiner: Unassigned |
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| | l Trademark Office ndow Mail Stop: 🔲 New Applica | tion 🖂 | Amendment AF Issue Fe |
| Sir: | INFORMATION DISCLOSU | RE ST. | ATEMENT (IDS) |
| brings to the att the undersigned Action on the n RCE under § 1. Under : to the attention is being filed at mailing date of | d's knowledge, this IDS is being file nerits, before the mailing date of a fil. 114, or within three months of the a strange of the Examiner the documents listed. | nts listed before rst Office pplication of the contract of the contract to the contract of the | d on the attached PTO Form 1449. To the mailing date of a first Office be Action on the merits after filing an on filing date. §§ 1.56 and 1.97(c), Applicant brings attached PTO Form 1449. This IDS a undersigned's knowledge, before the |
| | The fee of \$180.00 set forth in § 1.1 | 7(p) is i | ncluded herein; or |
| • | Applicant submits that each item of cited in any communication from a fapplication not more than three mon | oreign p | patent office in a counterpart foreign |
| brings to the att | 37 C.F.R. § 1.97(d): Pursuant to 3' tention of the Examiner the document ing filed after the events recited in § | nts listed | on the attached PTO Form 1449. |
| | The fee of \$180.00 set forth in § 1.1 | 7(p) is i | ncluded herein; and |

Attorney Docket No.: 46884-5426

Page 2

| | Applicant submits that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. |
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| to the attention | 237 C.F.R. § 1.97(i): Pursuant to 37 C.F.R. §§ 1.56 and 1.97(i), Applicant brings n of the Examiner the documents listed on the attached PTO Form 1449. This IDS after the events recited in § 1.97(d). Applicant requests that the IDS be placed in |
| application da | ch report or other listing of documents from a counterpart, related, or other ted <u>June 22, 2004</u> and having documents cited thereon is attached for the onsideration. Any of these documents not previously cited, and any additional |

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form. As for any document listed on the accompanying PTO-1449 that is in a language other than English, relevance can be understood from an enclosed English abstract or at least partial translation or from mention in the specification or in a search report for a corresponding application.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that any of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

Peter J. Sistar

Registration No. 48,183

Dated: July 31, 2006

CUSTOMER NO. 055694 DRINKER, BIDDLE & REATH LLP

documents are listed on the PTO Form 1449.

1500 K Street, N.W., Suite 1100 Washington, D.C. 20005-1209

Tel: 202.842.8800; Fax: 202.842.8465

| INFORMATION DISCLOSURE CITATION | | | | Attorney Docket No.: 46884-5426 | | | | Serial No.: 10/550,682 | | | |
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| Examiner: Initial | if refere | ence considered, whether or not o | citation is in confo | rmance wit | h MPEP | 609; draw | line through | citati | on if | | |
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